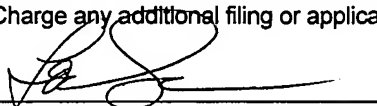




AMENDMENT TRANSMITTAL LETTER			Docket No. M4065.0694/P694-A		
Application No. 10/777,755-Conf. #5324	Filing Date February 13, 2004	Examiner Craig Thompson	Art Unit 2813		
Applicant(s): John T. Moore, et al.					
Invention: METHOD OF FORMING A NON-VOLATILE RESISTANCE VARIABLE DEVICE (AS AMENDED)					
<b>TO THE COMMISSIONER FOR PATENTS</b>					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	26	- 26 =		x	0.00
Independent Claims	2	- 3 =		x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity					
<input checked="" type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>04-1073</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
 Thomas J. D'Amico Attorney Reg. No.: 28,371 DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP 2101 L Street NW Washington, DC 20037-1526 (202) 828-2232				Dated: <u>November 30, 2004</u>	



Docket No.: M4065.0694/P694-A  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
John T. Moore, et al.

Examiner: Craig Thompson

Application No.: 10/777,755

Art Unit: 2813

Filed: February 13, 2004

For: METHOD OF FORMING A NON-  
VOLATILE RESISTANCE VARIABLE  
DEVICE (AS AMENDED)

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

Commissioner for Patents  
MS: Amendment  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This paper is in response to the Office Action dated September 2, 2004.  
Please amend the above-identified U.S. patent application as follows:

An **Amendment to the Specification** begins on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins  
on page 3 of this paper.

**Remarks** begin on page 9 of this paper.